

NOT TO BE PUBLISHED

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT
(San Joaquin)

THE PEOPLE,

Plaintiff and Respondent,

v.

JAMES MICHAEL MILLIKEN,

Defendant and Appellant.

C051656

(Super. Ct. No.
SF091235A)

ORDER MODIFYING
OPINION AND DENYING
REHEARING

[NO CHANGE IN
JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on March 17, 2009,
be modified as follows:

1. On the last line of page 1, the numeral "16" is changed to "13."
2. On the second line of the first paragraph on page 7, the numeral "16" is changed to "13."
3. On the last line of the second paragraph on page 7, the numeral "16" is changed to "13."

4. On the fourth line of the first paragraph on page 51, the numeral "16" is changed to "13."

There is no change in the judgment.

Defendant's petition for rehearing is denied.

BY THE COURT:

BLEASE, Acting P.J.

RAYE, J.

ROBIE, J.